

May 20 02, 01:25p

fish law corp

(40) 776-0426

P. 1

OFFICE OF FINANCE
REFUND BRANCH

#4 req for Refund.

6/6/02

2002 MAY 20 PM 2:34

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
US PATENT & TRADEMARK OFFICE

In re Application of) Art Unit: 2161
Ramachandran, et al.) Examiner: unknown
Serial No.: 10/004,605) Docket No: COM-002.5D
Filed: 11/01/2001)

For: PROCESS FOR USAGE BASED SUITE LICENSING OF RESOURCES FROM ONE OR MORE
VENDORS

FAX: 703-308-6778
Attn: Frank Lebron

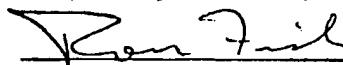
REQUEST FOR REFUND

Sir:

We are requesting a refund of \$65 which was charged to our deposit account no. 06-0932 on April 1, 2002 (a copy is attached). This charge was mistakenly charged to us for late filing of Declaration or Oath by two of the four inventors in the above entitled case. We responded to the Notice to File Missing Parts of Nonprovisional Application on March 15, 2002 explaining that it was not possible that two inventors signatures were missing because all inventors signed the same Declaration for Patent Application on page 3. A copy of our response including this signature page is also enclosed.

Dated: 5/20/02

Respectfully submitted,



Ronald Craig Fish
Reg. No. 28,843
Attorney for Applicant(s)

Monday, May 20, 2002

Deposit Account Statement

Page: 1



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USPTO
Home
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PageDeposit Account Statement

Requested Statement Month: April 2002
Deposit Account Number: 060932
Name: RONALD CRAIG FISH FALK, VESTAL & FISH
Attention:
Address: P.O. BOX 2258
City: MORGAN HILL
State: CA
Zip: 95038

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/01	73	10004605	COM-002.5D	205	\$65.00	\$1,573.00
04/17	5	10013613		704	-\$84.00	\$1,657.00
04/17	221	PCT/US01/49458	GAD-019 PCT	803	\$9.00	\$1,648.00
04/29	30	10035604	SSH-001	581	\$40.00	\$1,608.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$1,638.00	\$114.00	\$84.00	\$1,608.00	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of) Art Unit:
Ramachadran et al.)
Serial No.: 10/004,605) Examiner: unknown
Filed: 11/01/2001) Docket No: COM-002.5D
For: PROCESS FOR USAGE BASED SUITE LICENSING OF RESOURCES FROM ONE OR MORE
VENDORS

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

REQUEST TO WITHDRAW NOTICE OF MISSING PARTS

Sir:

A mistake has been made by the USPTO in the enclosed Notice To File Missing Parts of Non Provisional Application in that the Notice indicates two signatures are missing from the Declaration For Patent Application originally submitted with the subject patent application when said signatures are in fact not missing from the Declaration For Patent Application originally submitted with the patent application. In addition, the Notice To File Missing Parts... mailed 2/14/2002 requires that formal drawings be submitted, but the formal drawings were actually submitted voluntarily by the undersigned on March 14, 2002. Proof of the foregoing assertions is attached hereto as the various exhibits listed below.

Enclosed herewith with respect to the above-identified patent application, please find:

1. Exhibit A: PART 2-Notice to File Missing Parts of Application
2. Exhibit B, pages 1-3: Copy as originally filed of the Declaration for Patent Application signed by all inventors including inventors Watson and Chinn contrary to the indication on Exhibit A (page 3 has been marked with blue arrows pointing to the signatures of inventors Watson and Chinn).
3. Exhibit C, pages 1-3: Page 1 is a copy of the Transmittal of Formal Drawings mailed on March 14, 2002 along with the formal drawings requested by Exhibit A; Pages 2 and 3 are copies of the return receipt postcard mailed with the formal drawings (not returned yet).

Inspection of Exhibits B and C clearly shows that the Notice of Missing Parts was erroneous in requesting additional signatures on the Declaration, and that the formal drawings requested by the Notice of Missing Parts have already been submitted. Accordingly, all requirements of the Notice of Missing Parts having been satisfied, the undersigned hereby respectfully requests

withdrawal thereof, and passing this case on to the Examining Group.

The Commissioner is authorized to charge any shortfall in fees and any fees necessary at any time to keep this case from becoming abandoned to deposit account 06-0932, or to credit any overpayments to deposit account 06-0932.

Respectfully submitted,



Ronald Craig Fish
Reg. No. 28,843

Dated: March 15, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Attn: Box Missing Parts, Commissioner of Patents and Trademarks, WASHINGTON, D.C. 20231 on March 15, 2002.

Date: March 15, 2002





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/004,605	11/01/2001	Arun Ramachandran	COM-002.5D

26717
FALK AND FISH
16590 OAK VIEW CIRCLE
MORGAN HILL, CA 95037

CONFIRMATION NO. 8195

FORMALITIES LETTER

OC00000007473946

Date Mailed: 02/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:
Nathan Watson, Dana Austin Chinn
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

R. Lucas

EXH. A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ramachandran, et al.

Serial No. 10/004,605

Filed: 11/01/2001

Art Unit: unknown

Examiner: unknown

Docket No: COM-002.5D

For: PROCESS FOR USAGE BASED SUITE LICENSING OF RESOURCES FROM ONE OR MORE
VENDORS

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

TRANSMITTAL OF FORMAL DRAWINGS

Sir:

Enclosed herewith for filing with respect to the above-identified patent application, please find:

1. Twenty-eight (28) sheets of Formal Drawings, Figs. 1-28, labeled on front.
2. A return postcard.

The Commissioner is authorized to charge any shortfall in fees and any fees necessary at any time to keep this case from becoming abandoned to deposit account 06-0932, or to credit any overpayments to deposit account 06-0932.

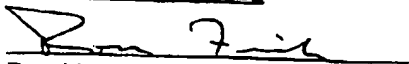
Respectfully submitted,



Ronald Craig Fish
Reg. No. 28,843

Dated: March 14, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Attn: Box Missing Parts, Commissioner of Patents and Trademarks, WASHINGTON, D.C. 20231 on March 14, 2002.

Date: March 14, 2002

Ronald Craig Fish, President
Ronald Craig Fish a Law Corporation
Reg. No. 28,843

EXH - C - p.1

Please acknowledge receipt of the following by affixing hereon the Patent Office date stamp and returning this card to our office.

Inventors Ramachandran, Watson, Das, Chinn

Serial No. 10/004,605

Filing Date 11/01/01

Title PROCESS FOR USAGE BASED SUITE LICENSING OF RESOURCES FROM ONE OR MORE VENDORS

Attorney: RONALD CRAIG FISH

Docket No. COM-002.5D

Today's Date: MARCH 14, 2002

Papers Filed:

1. Transmittal of Formal Drawings
2. Twenty-eight (28) sheets of Formal Drawings, labeled on front
3. Return Post Card

EXH. C - P. 2